



## FIRE AND POLICE RETIREMENT BOARD

The Fire and Police Retirement Board held a regular meeting in Meeting Room A, 2<sup>nd</sup> Floor, City Hall, 2600 Fresno Street, Fresno, California at the hour of 2:00 p.m. on the day above written.

### Roll Call at 2:39 p.m.

Present:

Brian Burry	Chair
Darrell Fifield	Vice Chair
Carla Lombardi	Member
Paul Cliby	Member
Stephen Guinn	Member

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APPROVE AGENDA OF NOVEMBER 5, 2003 :

Upon call and hearing no objection, agenda is approved as presented.

ON MOTION of Member Guinn seconded by Member Lombardi, duly carried, RESOLVED to approve the agenda of October 8, 2003, hereby approved by the following vote:

Ayes:	Burry, Fifield, Cliby, Guinn, Lombardi
Noes:	None
Abstain:	None
Absent:	None

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APPROVE MINUTES OF OCTOBER 8, 2003, :  
REGULAR BOARD MEETING :

ON MOTION of Member Cliby seconded by Member Fifield, duly carried, RESOLVED to approve the minutes of October 8, 2003, hereby approved by the following vote:

Ayes:	Burry, Fifield, Cliby, Guinn, Lombardi
Noes:	None
Abstain:	None
Absent:	None

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### TIMED SCHEDULED HEARINGS AND MATTERS

None. :

## CONSENT CALENDAR

CONFIRM DATE AND TIME FOR THE NEXT REGULAR MEETING OF THE FIRE AND POLICE RETIREMENT BOARD FOR 2:30 P.M. ON DECEMBER 10, 2003, FRESNO CITY HALL, 2600 FRESNO STREET, MEETING ROOM 2165-A

APPROVE MONTHLY TRUST FUND ACTIVITY REPORTS FOR SEPTEMBER 2003.

APPROVE MONTHLY BUDGET REPORT FOR SEPTEMBER 2003.

APPROVE APPLICATION FOR SERVICE-CONNECTED DISABILITY RETIREMENT FILED BY ROBERT K. MITCHELL, SR., POLICE SERGEANT.

APPROVE APPLICATION FOR CONVERSION OF SERVICE RETIREMENT TO A SERVICE-CONNECTED DISABILITY RETIREMENT FILED BY ALEJANDRO CHAMPION, JR., FIREFIGHTER SPECIALIST.

APPROVE APPLICATION FOR SERVICE-CONNECTED DISABILITY RETIREMENT FILED BY JAMES MANTEIGA, POLICE OFFICER.

APPROVE APPLICATION FOR SERVICE RETIREMENT FILED BY STEPHEN L. TRAYLOR, EMPLOYEE IN THE FIRE DEPARTMENT, TO BE EFFECTIVE OCTOBER 25, 2003.

APPROVE APPLICATION FOR DEFERRED RETIREMENT OPTION PROGRAM (DROP) FOR THE FOLLOWING INDIVIDUALS AS OF DECEMBER 1, 2003:

Fire: Donald Recchio

Police: Richard Danisi  
Kenneth Gong

## CHANGE OF BENEFICIARY

Darlene Buettgerbach  
Paul Cliby  
Janet C. Iskenderian  
Stephen Leong  
Michael Scholl  
David Surabian

ACCEPT REPORT OF RETIREMENT  
REFUNDS:

<u>Employee</u>	<u>Separation Date</u>	<u>Amount</u>
Leonard Cabrera	7/14/03	\$1,653.70
Lionel Munguia, Jr.	9/4/03	\$1,309.83

Administrator McDivitt reports that there are two medical reports for disability retirement applications that are ready for the Board's consent calendar, that the Board may consider a special meeting to process those applications. Hearing no objection, the Board directs staff to schedule a special meeting for those applications.

Chair Burry entertains a motion to approve consent calendar as presented.

ON MOTION of Member Cliby seconded by Member Fifield duly carried, RESOLVED to approve the consent calendar as amended, hereby approved by the following vote:

Ayes: Burry, Fifield, Lombardi, Cliby, Guinn  
Noes: None  
Abstain: None  
Absent: None

Upon vote, Chair Burry thanks the new retired members in the audience.

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**EMPLOYEE PERSONNEL ISSUES**

CONSIDER APPLICATION FOR  
CONVERSION OF SERVICE RETIREMENT  
TO A SERVICE-CONNECTED DISABILITY  
RETIREMENT FILED BY SHARON BERTAIO,  
WIDOW OF LAWRENCE BERTAIO, A  
RETIRED POLICE SPECIALIST

Administrator McDivitt summarized the issue as presented, reviewed the medical advisors opinion, and the staff's recommendation. Chair Burry expressed concern regarding precedent and discussion followed with Legal Counsel Richeda responding.

ON MOTION of Member Cliby seconded by Member Fifield duly carried, RESOLVED to approve application for conversion of service retirement to a service-connected disability retirement field by Sharon Bertao, a retired Police Specialist, hereby approved by the following vote:

Ayes: Burry, Fifield, Lombardi, Cliby, Guinn  
Noes: None  
Abstain: None  
Absent: None

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CLOSED SESSION - CONFERENCE WITH  
LEGAL COUNSEL - EXISTING LITIGATION:  
PURSUANT TO GOVERNMENT CODE  
SECTION 54956.9(A):

1. CASE NAME: DOWNS V. CITY OF  
FRESNO FIRE AND POLICE RETIREMENT  
SYSTEM ET AL.; FRESNO SUPERIOR CASE  
NO. 03 CE CG 02878

No action is reported out of closed session.

**STAFF INITIATED ITEMS**

None.

**BOARD INITIATED ITEMS**

None.

**GENERAL DISCUSSION**

None.

**INFORMATION ONLY ITEMS**

None.

**UNSCHEDULED ORAL COMMUNICATIONS**

None.

**PROPOSED AGENDA ITEMS FOR NEXT BOARD MEETING**

None.

**PUBLIC COMMENTS**

None.

## **ADJOURNMENT – 2:47 p.m.**

There being no further business to bring before the Board, and hearing no objections, Chair Burry declares the Fire and Police Retirement Board regular meeting adjourned.

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Brian Burry, Chair  
Fire and Police Retirement Board

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Pattie Laygo  
Retirement Board Secretary/Deputy